

(4)

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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WESTCHESTER METAL WORKS, INC.,

Case No.: 13cv1944 (LMS) ✓

Plaintiff,

**STIPULATION TO  
DISCONTINUE ACTION  
WITH PREJUDICE** ✓

-against-

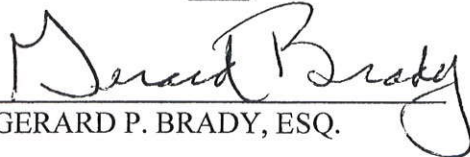
WESTCHESTER FIRE INSURANCE COMPANY,

Defendant.  
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**IT IS HEREBY STIPULATED AND AGREED**, by and between the undersigned, the attorneys of record for the parties to the above entitled action, that whereas no party hereto is an infant, incompetent person for whom a Committee or Conservatee or Guardian has been appointed and no person not a party has an interest in the subject matter of the action, the following:

1. The Plaintiff and Defendant stipulate to the discontinuance of this action and all claims arising with prejudice. ✓
2. This Stipulation may be signed in counter-parts or via electronic signature, and fax copies and photocopies of this Stipulation shall have the same force and effect as a signed original. ✓
3. This Stipulation to Discontinue Action With Prejudice may be filed with the Clerk of the Court by any party without notice to any other party and without costs from one party to another. ✓

Dated: New York, New York  
October 29, 2013

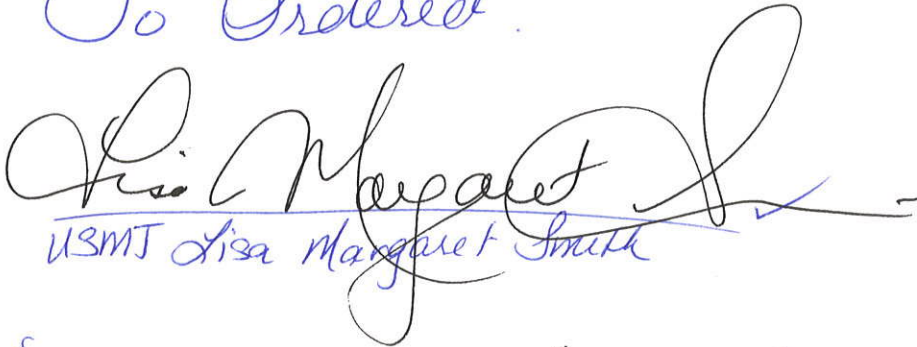
  
GERARD P. BRADY, ESQ.

  
RICHARD B. DEMAS, ESQ.

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*So Ordered:*

  
*USMT Lisa Margaret Smith*

*Dated: November 15, 2013 ✓  
White Plains, NY*